

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Raw Bandwidth Communications, Inc.,

Complainant,

vs.

SBC California, Inc. (U-1001-C) and SBC  
Advanced Solutions, Inc. (U-6346-C),

Defendants.

Case 03-05-023  
(Filed May 15, 2003)

**ADMINISTRATIVE LAW JUDGE'S RULING  
SETTING SCHEDULE FOR DISCOVERY AND HEARINGS**

Following the February 3, 2006 conference call, this ruling sets the timetable for discovery and the schedule for testimony and hearings. This ruling also confirms that discovery, testimony, hearings, and briefing are limited to the parties' proposals for advance notice (as described below) and to any legal or factual disputes concerning those proposals.

**Discovery**

The parties shall respond to a discovery request no later than 14 days after the request is served. After the discovery cutoff, discovery is limited to requests for supporting documents and/or work papers concerning testimony.

## **Schedule**

The following schedule is adopted for this phase of the proceeding:

<b>Date</b>	<b>Event</b>
Friday, March 24, 2006	Discovery cutoff
Friday, April 14, 2006	Parties serve opening testimony
Friday, April 28, 2006	Parties serve reply testimony
Tuesday, May 9, 2006, at 9:30 a.m. in the Commission's Courtroom, State Office Building, 505 Van Ness Avenue, San Francisco, CA	Evidentiary hearings

## **Advance Notice**

Pursuant to Decision 05-05-049, this phase of the proceeding is limited to the issue of advance notice of disconnection of DSL Transport Service for nonpayment of the voice subscriber's voice service. After participation in this Commission's mediation program, the parties have two advance notice proposals. Pacific Bell Telephone Company (SBC California now AT&T) and SBC Advanced Solutions, Inc. offer the use of AT&T's third party notice, which permits customers to designate a third party, in this instance Raw Bandwidth Communications, Inc. (Raw Bandwidth), to receive a disconnect notification at the same time the customer receives that notification. Raw Bandwidth prefers notification during the period after the voice service has been suspended and has concerns with the Defendants' proposal. The Defendants, in turn, assert Raw Bandwidth's proposal violates customer proprietary network information and privacy protections. Discovery, testimony, hearings, and briefing are limited to the parties' proposals for advance notice and to any legal or factual disputes

concerning those proposals. Based on the record developed in this phase of the proceeding, the Commission will adopt either Defendants' or Raw Bandwidth's proposal.

**IT IS SO RULED.**

Dated February 17, 2006, at San Francisco, California.

/s/ JANICE GRAU  
Janice Grau  
Administrative Law Judge

**CERTIFICATE OF SERVICE**

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling Setting Schedule for Discovery and Hearings on all parties of record in this proceeding or their attorneys of record.

Dated, February 17, 2006, at San Francisco, California.

/s/ ELVIRA NIZ

Elvira Niz

**N O T I C E**

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

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The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.